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PTO/SB/01 (12-97)

Approved for use through 9/30/00. OMB 0651-0032

Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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## DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)

Declaration Submitted with Initial Filing      OR       Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

Att May Docket Number	2727-127
First Named Inventor	Gerhard Hoefle
<b>COMPLETE IF KNOWN</b>	
Application Number	/
Filing Date	
Group Art Unit	
Examiner Name	

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**"Epothilon Derivatives, Processes For Their Production and Their Use"**

the specification of which

(Title of the Invention)

is attached hereto

OR

was filed on (MM/DD/YYYY) **05/07/1999** as United States Application Number or PCT International

Application Number **PCT/EP99/03159** and was amended on (MM/DD/YYYY)  (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES	Certified Copy Attached? NO
198 20 599.6	Germany	05/08/1998	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

(Page 1 of 3)

Burden Hour Statement: This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

(July 1998)

Express Mail No. EK839442788US

Please type a plus sign (+) inside this  **DECLARATION — Utility or Design Patent Application**

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT International application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (If applicable)

Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:  Customer Number  →  Place Customer Number Bar Code Label here  
OR  
 Registered practitioner(s) name/registration number listed below

Name	Registration Number	Name	Registration Number
Joseph C. Sullivan	18,720	John F. Gulbin	33,180
Gerald Levy	24,419		
Ronald R. Santucci	28,988		
Ronald E. Brown	32,200		

Additional registered practitioner(s) named on supplemental Registered Practitioner Information sheet PTO/SB/02C attached hereto.

Direct all correspondence to:  Customer Number  OR  Correspondence address below

Name	Ronald R. Santucci				
Address	Pitney, Hardin, Kipp & Szuch LLP				
Address	711 Third Avenue, 20th Floor				
City	New York	State	NY	ZIP	10017
Country	U.S.A.	Telephone	212-687-6000	Fax	212-682-3485

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:	<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle if any)		Family Name or Surname				
Gerhard		Hoefle				
Inventor's Signature						Date
Residence: City	Braunschweig	State		Country	Germany	Citizenship
Post Office Address	Mascheroder Weg 1,					
Post Office Address	D-38124 Braunschweig, Germany					
City		State		ZIP		Country

Additional inventors are being named on the 1 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto

## DECLARATION

ADDITIONAL INVENTOR(S)  
Supplemental Sheet  
Page 3 of 3

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor				
Given Name (first and middle [if any])		Family Name or Surname				
Thomas		Leibold				
Inventor's Signature						Date
Residence: City	Braunschweig	State		Country	Germany	Citizenship
Post Office Address	Mascheroder Weg 1,					
Post Office Address	D-38124 Braunschweig, Germany					
City		State		ZIP		Country
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor				
Given Name (first and middle [if any])		Family Name or Surname				
Inventor's Signature						Date
Residence: City		State		Country		Citizenship
Post Office Address						
Post Office Address						
City		State		ZIP		Country
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor				
Given Name (first and middle [if any])		Family Name or Surname				
Inventor's Signature						Date
Residence: City		State		Country		Citizenship
Post Office Address						
Post Office Address						
City		State		ZIP		Country

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PTO/SB/01 (12-97)

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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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## DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)

Declaration Submitted OR  Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

Attorney Docket Number	2727-127
First Named Inventor	Gerhard Hoefle
COMPLETE IF KNOWN	
Application Number	09 / 674,877
Filing Date	
Group Art Unit	
Examiner Name	

As a below named inventor, I hereby declare that:

My residence, post office address, and telephone are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**"Epothilon Derivatives, Processes For Their Production and Their Use"**

On specification of which *(Name of the inventor)*  
 is attached hereto  
OR  
 was filed on *(MM/DD/YY)* **05/07/1999** as United States Application Number or PCT International Application Number **EP99/03159** and was amended on *(MM/DD/YY)* *(if applicable)*.  
USSN **09/674,877** and was amended on *(MM/DD/YY)* *(if applicable)*.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.33.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(d) of any foreign application(s) for patent or inventor's certificate, or 365(e) of any PCT International application which designated as least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YY)	Priority Not Claimed	Certified Copy Attached?
YES	NO			
198 20 599.6	Germany	05/08/1998	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/028 attached hereto.  
(Priority claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.)

Application Number(s)	Filing Date (MM/DD/YY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/028 attached hereto.

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(July 1998)

Express Mail No. EK839442831US

#4193 P.002/005  
#4652 P.004

BOETTERS & BAUER

28.JAN.2001 16:36 +49 89 653962  
28.JAN.2001 16:37 +49 89 653962

## DECLARATION — Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 35 U.S.C. 365(e) of any PCT International Application designating the United States of America, listed below and, hereby, as the successor owner of the claims of this application, if not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge my duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which becomes available between the filing date of the prior application and the national or PCT International filing date of this application.

U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (If applicable)

Additional U.S. or PCT International application numbers are listed on a supplemental priority data sheet PTO/SB/023 attached hereto.  
As a named inventor, I hereby assign the following registered practitioner(s) to prosecute this application and to handle all business on the Patent and Trademark Office connected therewith.  Customer Number   →    Practice Customer Number Bar Code 130122001

Name	Registration Number	Name	Registration Number
Joseph C. Sullivan	18,720	John F. Gulbin	33,180
Gerald Levy	24,419		
Ronald R. Santucci	28,988		
Ronald P. Brown	32,200		

Additional registered practitioners are listed on a supplemental Registered Practitioner Information sheet PTO/SB/022C attached hereto.

Direct all correspondence to:  Customer Number or Bar Code Label   OR  Correspondence address below

Name	Ronald R. Santucci				
Address	Pitney, Hardin, Kipp & Szuch LLP				
Address	711 Third Avenue, 20th Floor				
City	New York	State	NY	ZIP	10017
Country	U.S.A.	Telephone	212-687-6000		Fax 212-682-3485

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the understanding that such statements and the like as made are purchased by the U.S. Patent and Trademark Office, under 35 U.S.C. 1001 and that such such statements may jeopardize the validity of the application or any patent issuing therefrom.

A petition has been filed for this unsigned inventor

Given Name (first and middle if any)	Family Name or Surname
--------------------------------------	------------------------

Gerhard	Hoefle	DEC 21 2000
---------	--------	-------------

Inventor's Signature	<i>Gerhard Hoefle</i>				
Residence: City	Braunschweig	State	DEA	Country	Germany
Post Office Address	Mascheroder Weg 1,				
Post Office Address	D-38124 Braunschweig, Germany				
City		State		ZIP	

Additional inventors are being named on the 1 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto

(Page 2 of 3)

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PTO/SB/02A (0-97)

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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE  
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## DECLARATION

ADDITIONAL INVENTOR(S)  
Supplemental Sheet  
Page 3 of 3

Name of Additional Joint Inventor, If any:

A petition has been filed for this unsigned inventor

Given Name (first and middle if any)

Family Name or Surname

Thomas

Leibold

DEC 21 2000

Inventor's  
Signature

*Thomas Leibold*

Date

Residence: City

Braunschweig

State

DE 4

Country

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Citizenship

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State

ZIP

Country

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Given Name (first and middle if any)

Family Name or Surname

Inventor's  
Signature

Date

Residence: City

State

Country

Citizenship

Post Office Address

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City

State

ZIP

Country

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Given Name (first and middle if any)

Family Name or Surname

Inventor's  
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(July 1998)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

I, SALLY LESLEY HEDLEY, B.A., M.I.L., M.I.T.I., declare

1. That I am a citizen of the United Kingdom of Great Britain and Northern Ireland, residing at 29 Parkholme Road, London E8 3AG, United Kingdom.
2. That I am well acquainted with the German and English languages.
3. That the attached is a true translation into the English language of the specification of International Patent Application No. PCT/EP99/03159.
4. That all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that wilful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such wilful false statements may jeopardise the validity of the patent application in the United States of America or any patent issuing thereon.

Declared this 17th day of October, 2000.



SALLY HEDLEY